



CITY OF LODI

COUNCIL COMMUNICATION

AGENDA TITLE: Ordinance No. 1720 Entitled, "An Ordinance Adopting The '2001 California Plumbing Code' Providing For The Establishing Of Minimum Regulations For The Installation, Alteration, Or Repair Of Plumbing And Drainage Systems And The Inspection Thereof; Providing Penalties For The Violations Thereof; And Repealing And Re-Enacting Sections 15.02.010 Through 15.12.050 Inclusive Of The Code Of The City Of Lodi, And All Other Ordinances And Parts Of Ordinances In Conflict Therewith"

MEETING DATE: November 20, 2002

PREPARED BY: City Clerk

RECOMMENDED ACTION: Following reading by title, it would be appropriate for the City Council to adopt the attached Ordinance No. 1720.

BACKGROUND INFORMATION: Ordinance No. 1720 entitled, "An Ordinance Adopting The '2001 California Plumbing Code' Providing For The Establishing Of Minimum Regulations For The Installation, Alteration, Or Repair Of Plumbing And Drainage Systems And The Inspection Thereof; Providing Penalties For The Violations Thereof; And Repealing And Re-Enacting Sections 15.02.010 Through 15.12.050 Inclusive Of The Code Of The City Of Lodi, And All Other Ordinances And Parts Of Ordinances In Conflict Therewith" was introduced at the regular City Council meeting of November 6, 2002.

Pursuant to State statute, an ordinance may be adopted five days after its introduction following reading by title.

This ordinance has been approved as to form by the City Attorney.

FUNDING: None required.

Susan J. Blackston
City Clerk

Attachment

APPROVED: _____

H. Dixon Flynn -- City Manager

ORDINANCE NO. 1720

AN ORDINANCE ADOPTING THE "2001 CALIFORNIA PLUMBING CODE"
PROVIDING FOR THE ESTABLISHING OF MINIMUM REGULATIONS FOR
THE INSTALLATION, ALTERATION, OR REPAIR OF PLUMBING AND
DRAINAGE SYSTEMS AND THE INSPECTION THEREOF; PROVIDING
PENALTIES FOR THE VIOLATIONS THEREOF; AND REPEALING AND
RE-ENACTING SECTIONS 15.02.010 THROUGH 15.12.050 INCLUSIVE OF
THE CODE OF THE CITY OF LODI, AND ALL OTHER ORDINANCES AND
PARTS OF ORDINANCES IN CONFLICT THEREWITH

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WHEREAS, the City Council of the City of Lodi did on the 16th day of October, 2002, schedule a public hearing on the above-entitled ordinance for November 6, 2002, at the hour of 7:00 p.m. of said day in the Carnegie Forum, 305 West Pine Street, Lodi, California, in accordance with the provisions of Section 50022.1 et seq. of the Government Code; and

WHEREAS, notice of the hearing was published twice in a newspaper of general circulation in accordance with the provisions of Section 50022.3 of the Government Code as appears by the Affidavit of Publication on file therein; and

WHEREAS, at the time set for hearing no protests were received by the City Council.

NOW THEREFORE the City Council of the City of Lodi does ordain as follows:

Section 1. Section 15.12.010 through 15.12.050 inclusive of the Code of the City of Lodi are hereby repealed and the same are superseded and replaced by new Sections 15.12.010, 15.12.020, 15.12.030, and 15.12.040 to read as hereinafter set forth.

Section 2. There is hereby adopted a new Section 15.12.010 of the Code of the City of Lodi to read in full as follows:

Sec. 15.12.010. Adoption

The provisions set forth in the together with appendixes thereto, are hereby adopted as the Plumbing Code of the City of Lodi. The Plumbing Code of the City of Lodi shall apply to all matters pertaining to plumbing, drainage systems and gas fittings in the City of Lodi.

Section 3. There is hereby adopted a new Section 15.12.020 of the Code of the City of Lodi to read in full as follows:

Sec. 15.12.020 Department Having Jurisdiction

The Building Division of the Community Development Department and the Building Official or his authorized representative shall enforce the provisions of this ordinance and shall have all of the duties and rights of the Administrative Authority as provided in the 2001 California Plumbing Code.

Section 4. There is hereby adopted a new Section 15.12.030 of the Code of the City of Lodi to read as follows:

Section 15.12.030 Plumbing Permit Fees

A fee for each plumbing permit required by this Code shall be paid to the City of Lodi as set forth in Table 1-1, as modified herein. Fees shall be paid prior to permit issuance.

TABLE NO. 1-1

For issuing each permit	\$ 20.00
In addition:	
1. For each plumbing fixture or trap or set of fixtures on one trap (including water, drainage piping and backflow protection therefore)	\$ 3.00
2. For each building sewer and each trailer park sewer	\$ 7.50
3. Solar heaters	\$ 13.00
4. Rainwater systems-per drain	\$ 2.50
5. For each fire hydrant (first one) (each additional)	\$170.00 \$ 45.00
6. For each private sewage disposal system	\$ 18.00
7. For each heater and/or vent	\$ 4.00
8. For each gas piping system of one (1) to five (5) outlets	\$ 4.00
9. For each gas piping system of six (6) or more, per outlet	\$ 1.00
10. For each industrial waste pre-treatment interceptor, including its trap and vent, excepting kitchen-type grease interceptors functioning as fixtures traps	\$ 20.00
11. For installation, alteration or repair of water piping and/or water treating equipment	\$ 4.00
12. For repair or alteration of drainage or vent piping	\$ 4.00
13. For each lawn sprinkler system on any one meter, including backflow protection devices therefore	\$ 4.00

14. For vacuum breakers or backflow protective devices on tanks, vats, etc. or floor installation on plumbing fixtures including necessary water piping:

One (1) to five (5)	\$ 4.00
Over five (5), each	\$ 1.00
15. Gasoline storage tanks \$ 20.00
16. For new single or multi-family building, the following flat rate shall apply \$.035 per SF
17. Fire sprinkler systems shall be based on value charged according to the fee schedule of Section 15.04.050 of the Code of the City of Lodi (Uniform Building Code, 1994 Edition)
18. Gas piping pressure test (PG&E) \$ 10.00
19. Swimming pools \$ 15.00

OTHER INSPECTION FEES AND REFUNDS:

1. Inspections outside of normal business hours (Minimum charge-3 hours) \$ 45.00 per hr
2. Reinspection fee \$ 35.00 each
3. Inspections for which no fee is specifically indicated \$ 34.00 per hr
4. Additional plan review required by changes, additions or revisions to approved plans (minimum charge – one-half hour) \$34.00 per hr
5. Refunds on all permits shall be subject to a \$35.00 administrative processing fee.

Section 5. There is hereby adopted a new Section 15.12.050 of the Code of the City of Lodi to read as follows:

Section 15.12.040 Violation – Misdemeanor

- A. It shall be unlawful for any person, firm or corporation to erect, construct, enlarge, alter, repair, move, improve, remove, convert, demolish, equip, use or maintain any plumbing or permit the same to be done in violation of this Code.
- B. Any person, firm, or corporation violating any provision of this Code shall be deemed guilty of a misdemeanor, and upon conviction thereof, shall be punishable by a fine and/or imprisonment set forth by the governing laws of the jurisdiction. Each separate day or any portion thereof, during which any violation of this Code occurs or continues, shall be deemed to constitute a separate offense.

Section 6 – No Mandatory Duty of Care: This ordinance is not intended to and shall not be construed or given effect in a manner which imposes upon the City, or any officer or employee thereof, a mandatory duty of care towards persons or property within the City or outside of the City so as to provide a basis of civil liability for damages, except as otherwise imposed by law.

Section 7 – Severability: If any provision of this ordinance or the application thereof to any person or circumstances is held invalid, such invalidity shall not affect other provisions or applications of the ordinance which can be given effect without the invalid provision or application. To this end, the provisions of this ordinance are severable. The City Council hereby declares that it would have adopted this ordinance irrespective of the invalidity of any particular portion thereof.


Section 8: All ordinances and parts of ordinances in conflict herewith are repealed insofar as such conflict may exist.

Section 9: This ordinance shall be published one time in the "Lodi News Sentinel," a newspaper of general circulation, printed and published in the City of Lodi, and shall be in force and take effect thirty days after its passage.

Approved this 20th day of November, 2002.


PHILLIP A. PENNINO
Mayor

Attest:


SUSAN J. BLACKSTON
City Clerk

County of San Joaquin, ss.

I, Susan Blackston, City Clerk of the City of Lodi, do hereby certify that Ordinance 1720 was introduced at a regular meeting of the City Council of the City of Lodi held November 6, 2002 and was thereafter passed, adopted and ordered to print at a regular meeting of said Council held November 20, 2002 by the following vote:

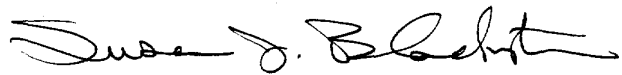
AYES: COUNCIL MEMBERS – Hitchcock, Howard, Land, Nakanishi, and Mayor Pennino

NOES: COUNCIL MEMBERS – None

ABSENT: COUNCIL MEMBERS – None


ABSTAIN: COUNCIL MEMBERS – None

I further certify that Ordinance 1720 was approved and signed by the Mayor on the date of its passage and the same has been published pursuant to law.



SUSAN J. BLACKSTON
City Clerk

Approved as to Form



RANDALL A. HAYS
City Attorney